

# WEST VIRGINIA SENATE COMMITTEE ON THE JUDICIARY

### MINUTES FOR MARCH 4, 2019, 3:00 P.M.

Pursuant to the call of the Chairman, the Senate Committee on the Judiciary met on March 4, 2019, at 3:00 p.m. in Room 208-W.

All members being present, with the exception of Senator Takubo, who was absent, the Chairman declared the presence of a quorum. (See attached roll call and agenda).

On motion of Senator Weld, the minutes of the previous meeting were approved.

Chairman Trump removed <u>H.B. 2670</u> and <u>H. B. 2519</u> from the agenda.

Chairman Trump moved H. B. 2190 to the top of the agenda.

## H. B. 2190 - Modifying bail requirements.

Tom Smith, Chief Counsel, explained the bill, the purpose of the proposed strike and insert and title amendments, and responded to questions.

With leave of the committee, Phillip A. Reale, West Virginia Bail Bond Association, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

Senator Weld moved the adoption of the strike and insert amendment

On motion of Senator Weld the committee adopted an amendment to the strike and insert amendment on page 2, lines 32 and 33, by inserting the word "is" between the words "person" and "charged" and striking the remainder of the sentence after the word "charged".

On motion of Senator Weld, the committee adopted the strike and insert amendment, as amended.

On motion of Senator Weld, the committee reported the bill to the full Senate with the recommendation that it do pass.

On motion of Senator Weld, the committee adopted the title amendment.

H. B. 2412 - Relating to criminal acts concerning government procurement of commodities and services.

Tom Smith, Chief Counsel, explained the bill, the purpose of the proposed strike and insert and title amendments, and responded to questions.

On motion of Senator Weld, the committee adopted the strike and insert amendment.

On motion of Senator Weld, the committee reported the bill to the full Senate with the recommendation that it do pass.

On motion of Senator Weld, the committee adopted the title amendment.

## H. B. 2809 - Relating to prohibited acts and penalties in the Hatfield-McCoy Recreation Area.

Sarah Canterbury, Counsel, explained the bill and responded to questions.

With leave of the committee, Harry Shaffer, General Counsel, Hatfield-McCoy Regional Trail Authority, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

On motion of Senator Weld, the committee reported the bill to the full Senate with the recommendation that it do pass.

### H. B. 2014 - West Virginia Intellectual Property and Trade Secrets Act.

Sarah Canterbury, Counsel, explained the bill, the purpose of the proposed strike and insert and title amendments, and responded to questions.

With leave of the committee, Keith Pauley, Chairman, Cardinal Institute for West Virginia Policy, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

With leave of the committee, Thomas Susman, Apple, Inc., was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

With leave of the committee, John Canfield, Vice President and Counsel, West Virginia Chamber of Commerce, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

With leave of the committee, Speaker of the House Roger Hanshaw addressed the committee and responded to questions.

Chairman Trump laid over H. B. 2014.

On motion of Senator Weld, the committee adjourned.

Charles S. Trump IV, Chair

Beverly Douglas, Analyst/Clerk